



25 SEP 2008

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United States Patent and Trademark Office
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Alexandria, VA 22313-1450
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FLETCHER YODER (CAMERON INTERNATIONAL CORPORATION)
P.O. BOX 1212
HOUSTON TX 77251

In re Application of DONALD et al.

Application No.: 10/590,563

PCT No.: PCT/GB05/00725

Int. Filing: 25 February 2005

Priority Date: 26 February 2004

Attorney Docket No.: CMRN:0051/SWA OTE-031085

For: CONNECTION SYSTEM FOR SUBSEA FLOW
INTERFACE EQUIPMENT

: DECISION ON PETITION

: UNDER 37 CFR 1.47(a)

This is a decision on applicant's petition under 37 CFR 1.47(a), filed in the United States Patent and Trademark Office (USPTO) on 29 July 2008, to accept the application without the signatures of joint inventors ALAN CRAWFORD AND PAUL W. WHITE.

BACKGROUND

On 24 August 2006, applicant filed a transmittal letter (PTO-1390) requesting entry into the national stage in the United States of America under 35 U.S.C. § 371. Filed with the Transmittal Letter was, *inter alia*, the requisite basic national fee.

On 14 May 2007, a Notification of Missing Requirements (FORM PCT/DO/EO/905) was mailed to applicant indicating *inter alia*, that an oath or declaration in accordance with 37 CFR 1.497(a) and (b) and the surcharge for filing the oath or declaration after the thirty month period was required.

On 13 December 2007, applicant filed a petition along with a declaration, executed by the joint inventors on behalf of the nonsigning inventors. The petition under 37 CFR 1.47(a), in an attempt to satisfy the requirements of 35 U.S.C. 371(c)(4), requested the acceptance of the application without the signatures of inventors ALAN CRAWFORD AND PAUL W. WHITE, alleging that Messrs. CRAWFORD and WHITE refuse to sign the application.

On 29 May 2008, a decision dismissing the petition was mailed to applicant. On 29 July 2008, the instant 'Response to the Notification of Missing Requirements and Petition under 37 CFR 1.47(a)' was filed.

DISCUSSION

A petition under 37 CFR §1.47(a) must be accompanied by (1) the fee under 37 CFR §1.17(g), (2) factual proof that the non-signing joint inventor(s) refuses to execute the application or cannot be reached after diligent effort, (3) a statement of the last known address of the non-signing inventor(s), and (4) an oath or declaration by each available joint inventor on his or her own behalf and on behalf of the non-signing joint inventor(s).

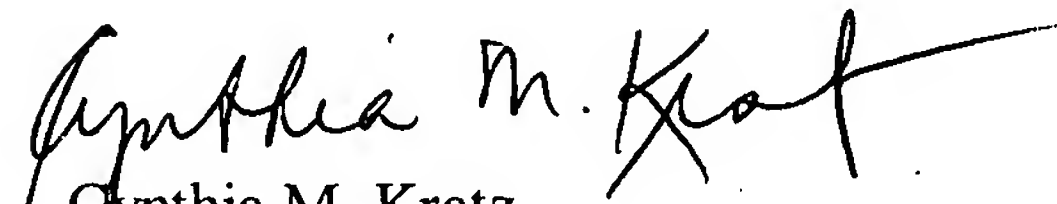
Applicant previously satisfied Items (1), (3) and (4). Applicant requests our reconsideration of the statement of facts and appendixes filed in this application on 13 December 2007. A closer review of the declaration by John Reid, joint inventor and employee for DES Enhanced Recovery Limited., and the attached exhibits satisfies the intent of Item (2) above. Accordingly, it is appropriate to accord the national stage application status under 37 CFR §1.47(a) at this time.

CONCLUSION

For the above reasons, the petition under 37 CFR §1.47(a) is **GRANTED**.

The U.S. Designated/Elected Office has accepted the application as a 37 CFR 1.47(a) application using the declaration filed 13 December 2007. The application has an international filing date of 25 February 2005 under 35 U.S.C. 363, and a date of 13 December 2007 under 35 U.S.C. 371(c).

As provided in 37 CFR 1.47(a), a notice of the filing of this application will be forwarded to the non-signing inventor at his respective last known address of record. Also, a notice of the filing of this application will be published in the Official Gazette.



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ALAN CRAWFORD
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:
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Dear Mr. Crawford:

You are named as an inventor in the above identified United States patent application, filed under the provisions of 37 CFR 1.47(a) and 35 U.S.C. § 116. Should a patent be granted, you will be designated as an inventor.

As a named inventor, you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or to make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent agent or attorney presenting written authorization from you. If you care to join in the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.


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Dear Mr. White:

You are named as an inventor in the above identified United States patent application, filed under the provisions of 37 CFR 1.47(a) and 35 U.S.C. § 116. Should a patent be granted, you will be designated as an inventor.

As a named inventor, you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or to make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent agent or attorney presenting written authorization from you. If you care to join in the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.


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